

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1652/49
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In re Patent Application of:

Brigitte BATHE, et al.

Serial No. : 09/942,936

Examiner: TO BE ASSIGNED

Filed: August 31, 2001

Group Art Unit: 1652

For : NUCLEOTIDE SEQUENCE WHICH CODE FOR THE sigH GENE

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. 1.56, Applicants are enclosing an Information Disclosure Citation Form (PTO-1449) which lists the references cited in the International Search Report (dated February 4, 2002) being filed on this same date.

Applicants certify under 37 C.F.R. 1.97(e)(1) that these references were cited in a communication from a foreign patent office in a counterpart foreign application no more than three months prior to the filing of this statement.

It is respectfully requested that each cited document be considered by the Examiner in the above-identified patent application and that each cited document be made officially of record therein. It is further requested that a listing of the same appear on the face of any patent which may issue from this application.

An Official Action on the merits has issued for this application. In accordance with the requirements of 37 C.F.R. §1.97(d), Applicants attach a check for \$180 in payment of the requisite fee (37 CFR §1.17(p)).

Respectfully submitted,

SMITH, GAMBRELL & RUSSELL, LLP

By:

Robert G. Weilacher, Reg. No. 20,531

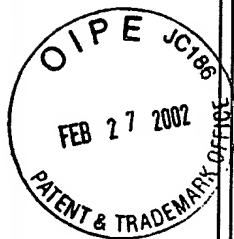
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